

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled CETP ACTIVITY INHIBITOR, the specification of which

☐ is attached hereto.

☒ was filed on August 10, 1999 as Application Serial No. 09/367,299

and was amended on _____

☐ was described and claimed in PCT International Application No. _____ filed on _____

and was amended on _____

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose all information I know to be material to patentability in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

COUNTRY	APPLICATION NO.	FILING DATE	PRIORITY CLAIMED
<u>Japan</u>	<u>9/44836</u>	<u>February 12, 1997</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>Japan</u>	<u>9/165085</u>	<u>June 5, 1997</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>Japan</u>	<u>10/26688</u>	<u>January 23, 1998</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
<u>PCT</u>	<u>PCT/JP98/00542</u>	<u>February 10, 1998</u>	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

I hereby appoint the following attorneys and/or agents to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Janis K. Fraser, Reg. No. 34,819; Eldora L. Ellison, Reg. No. 39,967; John W. Freeman, Reg. No. 29,066; Timothy A. French, Reg. No. 30,175; Anita L. Meiklejohn, Reg. No. 35,283; and Ralph A. Mittelberger, Reg. No. 33,195

Address all telephone calls to Janis K. Fraser at telephone number 617/542-5070.

Address all correspondence to Janis K. Fraser, Fish & Richardson P.C., 225 Franklin Street, Boston, MA 02110-2804.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

COMBINED DECLARATION AND POWER OF ATTORNEY CONTINUED

Full Name of Inventor: Hisashi Shinkai

Inventor's Signature: Hisashi Shinkai Date: October 20, 1999

Residence Address: Osaka, Japan

Citizen of: Japan

Post Office Address: c/o Central Pharmaceutical Research Institute of Japan Tobacco Inc., 1-1, Murasaki-cho,
Takatsuki-shi, Osaka 569-1125 Japan

Full Name of Inventor: Kimiya Maeda

Inventor's Signature: Kimiya Maeda Date: October 20, 1999

Residence Address: Osaka, Japan

Citizen of: Japan

Post Office Address: c/o Central Pharmaceutical Research Institute of Japan Tobacco Inc., 1-1, Murasaki-cho,
Takatsuki-shi, Osaka 569-1125 Japan

Full Name of Inventor: Hiroshi Okamoto

Inventor's Signature: Hiroshi Okamoto Date: October 20, 1999

Residence Address: Osaka, Japan

Citizen of: Japan

Post Office Address: c/o Central Pharmaceutical Research Institute of Japan Tobacco Inc., 1-1, Murasaki-cho,
Takatsuki-shi, Osaka 569-1125 Japan

PATENT
Attorney Docket No. 222115
Former Attorney Docket No. 14539-003002
Client Reference No. JF-51US-D1

In re Application of:

Shinkai et al.

Application No. 10/151,813

Filed: May 22, 2002

For: CETP ACTIVITY INHIBITOR

Group Art Unit: 1623

Examiner Unassigned

**REVOCATION OF
FORMER POWERS OF ATTORNEY AND
NEW POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST**

Commissioner for Patents
Washington, D.C. 20231

Sir:

Japan Tobacco Inc. (hereinafter the "assignee") is the assignee of record of the entire interest of the above-identified U.S. patent application, and has a place of business at 2-1, Toranomōn 2-chōme, Minato-ku, Tokyo 105-8422.

Pursuant to 37 CFR 3.73(b), the undersigned has reviewed evidentiary documents establishing a chain of title from the inventor(s) to the assignee and, to the best of the undersigned's knowledge and belief, certifies that title is in the assignee. An assignment from the inventor(s) of the priority patent application of the above-referenced patent application to the assignee was recorded in the U.S. Patent and Trademark Office on December 27, 1999, at Reel 010511, Frame No. 0506. The priority patent application is identified as U.S. Application No. 09/367,299, filed December 23, 1999, now issued as U.S. Patent No. 6,426,365, on July 30, 2002.

The assignee hereby revokes all previously given powers of attorney and appoints the following as its attorneys to prosecute and transact all business in the U.S. Patent and Trademark Office connected with the application, including the following: to receive all documents issued by the U.S. Patent and Trademark Office based thereon; to file continuation, continuation-in-part and divisional applications based thereon; to pay any and all fees, including maintenance fees for any resulting patent; and to file for reissues and extensions and to request reexamination of any resulting patent. All such powers are to be exercised separately or collectively.

Please recognize Leydig, Voit, & Mayer, Ltd. as Associate Attorneys in this case:
Customer Number 23460.



23460

PATENT TRADEMARK OFFICE

In re Appln. of Shinkai et al.
Attorney Docket No. 222115

The assignee requests that correspondence concerning this application be directed to
Leydig, Voit & Mayer, Ltd.: Customer Number 23460.



23460

PATENT TRADEMARK OFFICE

The assignee also requests that all telephone calls be directed to John Kilyk, Jr. at
(312) 616-5600.

Date: Apr. 14 2003

(Teruo Daito)
Signature

Teruo Daito
*Typed or printed name of person authorized to sign on behalf of
Assignee*

Patent Attorney, Director of Intellectual Property
Patent Information Department,
Title Central Pharmaceutical Research Institute
Japan Tobacco Inc.